

The Honorable Lauren King

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

DAVID D. BUTLER.

Plaintiff,

V.

JAMES HANKEN, et al.,

Defendants.

No. 2:23-cv-01624-LK-BAT

**STIPULATED MOTION AND
ORDER EXTENDING CASE
DEADLINES**

Noted for Consideration:
November 1, 2024

STIPULATED MOTION

Pursuant to Local Civil Rules 7(d)(1) and 10(g), Plaintiff David Butler (“Plaintiff”) and Defendants James Hankin, Calvin Cogburn, and Dr. Steven Jewitt (“Defendants”) hereby stipulate and agree to the following proposed deadline extending the pre-trial dates in the above-captioned matter, subject to the Court’s approval.

1. On September 30, 2024, the Court entered its Order Granting the Parties' stipulated trial date and pretrial schedule. *See* Dkt. 31.

2. Counsel for Plaintiff has been unexpectedly out of office and on extended leave due to a medical emergency. On October 28, 2024, the Parties agreed to extend the deadlines for the case to ensure the parties may conduct a meaningful investigation into the additional claims raised by Mr. Butler in *Butler v. Bowen et al.*, 2:24-cv-1071-KKE, which has since been consolidated with the above-captioned action. *See* 2:24-cv-01071-KKE, Dkt. 6. In accordance with the above, the Parties thus stipulate and agree to the following amended case pre-trial schedule (subject to Court approval):

	Event	Current Date	Requested Date
1	Deadline for Amended pleadings.	November 1, 2024	December 6, 2024
2	Reports of expert witnesses under FRCP 26(a)(1) due	January 10, 2025	February 14, 2025
3	Reports of rebuttal expert witnesses under FRCP 26(a)(2) due	January 24, 2025	February 28, 2025
4	All motions related to discovery must be noted for consideration no later than	January 17, 2025	February 21, 2025
5	Discovery to be completed by	February 14, 2025	March 21, 2025
6	All dispositive motions and motions challenging expert witness testimony must be filed by this date (see LCR 7(d)). Such motions must be noted for consideration no later than 28 days thereafter (see LCR 7(d)).	March 7, 2025	April 11, 2025
7	Settlement conference, if mediation has been requested by the parties per LCR 39.1, held no later than	March 21, 2025	April 25, 2025
8	Mediation per LCR 39.1(c)(3) held no later than	April 4, 2025	May 9, 2025
9	All motions in limine must be filed by	TBD (pending trial date)	TBD (pending trial date)
10	Proposed jury instructions and agreed LCR 16.1 Pretrial Order due, including exhibit list with completed authenticity, admissibility, and objection fields	TBD (pending trial date)	TBD (pending trial date)
11	Trial briefs, proposed voir dire questions, and deposition designations due	TBD (pending trial date)	TBD (pending trial date)
12	Pretrial conference scheduled at 10:00 am on	TBD (pending trial date)	TBD (pending trial date)

21 3. Based on the foregoing, the parties respectfully request that the Court grant their
 22 stipulated motion and extend the case schedule accordingly.

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1 IT IS SO STIPULATED.

2 DATED this 1st day of November, 2024.

3 Davis Wright Tremaine LLP

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5 By s/ Joby Celoza
John Goldmark, WSBA #26369
6 Joby Celoza, *pro hac vice*
920 Fifth Avenue, Suite 3300
7 Seattle, WA 98104-1610
Telephone: 206-757-8068
E-mail: johngoldmark@dwt.com
8 E-mail: jobyceloza@dwt.com

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11
12
13
14
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Counsel for Plaintiff David D. Butler

16 By s/ Thomas Hudson for Johnna S. Craig
Johnna S. Craig, WSBA #35559
17 OID #91023
Assistant Attorney General
P.O. Box 40126
18 Olympia, WA 98504-0125
Telephone: 360-586-6300
19 E-mail: Johnna.craig@atg.wa.gov

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Counsel for Defendants

27 ORDER

18 The Court GRANTS the Parties' stipulated motion. The pretrial schedule is modified as
19 follows:

Event	Current Date	New Date
Deadline for Amended pleadings.	November 1, 2024	December 6, 2024
Reports of expert witnesses under FRCP 26(a)(1) due	January 10, 2025	February 14, 2025
Reports of rebuttal expert witnesses under FRCP 26(a)(2) due	January 24, 2025	February 28, 2025
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9	Trial briefs, proposed voir dire questions, and deposition designations due	TBD (pending trial date)	TBD (pending trial date)
10	Pretrial conference scheduled at 10:00 am on	TBD (pending trial date)	TBD (pending trial date)
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15 IT IS SO ORDERED this 4th day of November, 2024.

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BRIAN A. TSUCHIDA
United States Magistrate Judge